



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Tripathy *et al.*

Serial No. 09/580,516

Filed: 05/25/2000

For: Element Management System with Automatic Remote Backup of  
Network Elements' Local Storage

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: Art Unit:

: Examiner:

: Atty's Docket: FN-3012

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**INFORMATION DISCLOSURE STATEMENT**

Honorable Commissioner of Patents and Trademarks  
Washington, DC 20231

Sir:

The accompanying form PTO-1449 lists one or more documents which may be considered material to the examination of this application. A copy of each document is provided, if available.

Applicant reserves the right to establish the patentability of the claimed invention over any of the listed documents should they be applied thereagainst as references, and/or to prove that some of these documents may not be prior art, may not be within an analogous field of art, and/or may not be enabling for the teachings they purport to offer.

This statement should not be construed as a representation that an exhaustive search has been made, nor that more material information does not exist.

The Examiner is specifically requested to conduct an independent and thorough review of the documents, and to form his own opinions as to the significance of those documents to patentability of the claimed inventions, regardless of any of the foregoing statements concerning the significance of the references. The foregoing statements are made in good faith, and in compliance with the duty of disclosure; but they cannot

substitute for the Examiner's specialized expertise, nor are they intended to derogate from the Examiner's official duty to assess patentability.

It is also respectfully noted that the submission of this material is not intended to displace the Examiner's professional ability and duty to search. Indeed, the Examiner is specifically requested not to rely on the materials submitted herewith, but to conduct a full and independent search.

It is respectfully requested that the Examiner initial and return a copy of the enclosed PTO-1449, to indicate in the file of this patent application that the documents have been considered.

Respectfully submitted,

A handwritten signature in cursive script that reads "Betty Formby".

Betty Formby, Reg.No. 36,536  
Agent for Applicant

17000 Preston Rd. #230, Dallas TX 75248  
972-380-6333

Date: August 28, 2000

GAU 2776  
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Robert Groover III, *Reg'd Patent Att'y.*  
Dr. Betty Formby, *Reg'd Patent Agent*

August 28, 2000

Commissioner of Patents

Box Non Fee  
Washington DC 20231

Re: Patent App'n SN  
MHP 09/580,516 filed 05/25/2000,

of Tripathy *et al.*, entitled  
"Element Management System with Automatic Remote Backup of Network Elements' Local  
Storage" (Atty Docket No. FN-3012)

I certify that this correspondence, including the attachments listed,  
is being deposited with the United States Postal Service as First Class  
Mail in an envelope addressed to Commissioner of Patents and  
Trademarks, Washington DC 20231, on the date shown below.

8/28/00  
Date of Mailing

Sarah Louie  
Signature of Person Mailing

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Honorable Commissioner:

Enclosed is an Information Disclosure Statement (together with Form PTO-1449 and  
copies of cited references) in connection with the U.S. Patent Application referenced above. No  
extension of time or other fee is believed to be due; but any necessary extension of time is  
hereby requested, and any necessary fee may be charged to Deposit Account 07-2320.

Respectfully submitted,

Betty Formby  
Betty Formby, Reg.No. 36,586

Meh M. Pollack 12/31/03